IN THE HIGH COURT OF UTTARANCHAL
AT NAINITAL

ORIGINAL JURISDICTION

Dated: Nainital: the 20th day of April 2004

Second Bail Application no. 303 **of 2004**
Order on the bail application of accused.

CRIMINAL SIDE

Digar Singh S/o Sri Harak Singh
R/o Village Bhomkiya, P.O. Dwarahat
P.S. District Almora ------ Applicant.

Versus

State of Uttaranchal ------ Opposite party.

Arising out of case crime no. 820 of 1990 –ST No. 157C/91
U/S 363/364 of IPC
At P.S. Kashipur
District Nainital

By the court

Hon'ble M.M.Ghildiyal J.

Heard learned counsel for the applicant and learned A.G.A.

This is second bail application of the applicant. The first bail application was rejected by me on 19.03.2003 on the ground that he remained absent and did not appear before the trial court from 16.12.1995 to 16.04.2003. He has misused the bail granted to him. No new ground has been raised in the second bail application.

However, in view of the above fact that the accused has spent 3 years in the jail, the trial court is directed to expedite the trial as expeditiously as possible. Considering the facts and circumstances of the case, it is not a fit case for bail. Rejected.

(M.M. Ghildiyal, J.)

20.04.2004:
ASWAL